

## **Weekly Report - 6EN**

**Reporting Period : 11/25/2018(Sunday)-12/01/2018(Saturday)**

### **AIR ENFORCEMENT BRANCH**

**Meeting with West Texas Gas, Inc.:** On December 4, 2018, EPA Region 6 plans to meet with West Texas Gas, Inc. (WTG), to discuss additional requested information and its compliance progress with the Clean Air Act (CAA) Section 112(r) and 40 CFR Part 68 Chemical Accident Prevention requirements. EPA Region 6 conducted four CAA Section 112(r) and 40 CFR Part 68 inspections at WTG facilities during the past two years resulting in the identification of multiple violations. EPA Region 6 is seeking an Administrative Order on Consent with WTG to address CAA Section 112(r) and 40 CFR Part 68 compliance at all 15 WTG facilities. - ***Tony Robledo (214-665-8182)***

**Administrative Compliance Order on Consent Issued to Trinity Operating Inc for Unlit Flare at Longhorn Facility:** On November 28, 2018, EPA Region 6 issued a Clean Air Act Administrative Order on Consent (AOC) to Trinity Operating, Inc. for its Longhorn facility. The AOC addresses an unlit flare identified using optical gas imaging technology during helicopter flyovers conducted by an EPA contractor May 8 -16, 2018, in the Eagle Ford Shale near San Antonio, Texas. The consent order documents the steps taken by the facility to address the violations and requires the facility to inspect its flares to ensure that they are properly operated and continuously lit. - ***Brandon Bammel (214-665-8545)***

**RMP Enforcement Talk at the Texas Industry Project Meeting in Houston:** On December 6, 2018, managers from the Region 6 Compliance Assurance and Enforcement Division and Office of Regional Counsel will be speaking at the Texas Industry Project meeting in Houston, Texas to discuss Risk Management Program (RMP) implementation and compliance - ***Steve Thompson (214-665-2769) (Cell-214-616-3570)***

**U.S. Requests Extension of time to Respond to Luminant Generating Company's Petition for Rehearing En Banc:** On November 26, 2018, the United States filed an unopposed motion for an extension of time to respond to Luminant's petition, requesting that the Court extend the due date for the response to January 11, 2019. In the district court, the United States alleged that Luminant Generation Company LLC and Big Brown Power Company LLC (collectively "Luminant") modified coal-fired electric generating units at Martin Lake and Big Brown Power Plants in Texas without securing Prevention of Significant Deterioration permits or complying with Best Available Control Technology obligations. The action concerns emissions of sulfur dioxide and nitrogen oxide air pollution. The district court dismissed seven of the United States'

nine claims on August 21, 2015, and issued final judgment in favor of Luminant on January 12, 2017. The United States and Intervenor Plaintiff-Appellant Sierra Club appealed to the Court of Appeals for the Fifth Circuit. On October 1, 2018, the Fifth Circuit affirmed the district court's dismissal of the legal claims for civil penalties and reversed dismissal of the injunctive-relief claims. Luminant filed a petition for rehearing en banc. The United States' response is due December 3, 2018. - *Anupa Ahuja (214-665-2701)*

#### **WASTE ENFORCEMENT BRANCH**

**Fort Worth, TCEQ, EPA RCRA Contingency Plan Pilot Project:** On December 4, 2018, the Region will attend a follow-up meeting with TCEQ and the Fort Worth Emergency Response Center to discuss the City's progress in upgrading their emergency management data system. The system upgrade will connect fire and police response staff through their dispatch system to provide information about facilities including potential chemical/waste hazards associated with fire or spill emergencies. The new system will also provide WiFi capabilities to allow responders access to the online databases such as CAMEO. The goal of the Pilot Project is to put the most useful information from RCRA contingency plans into the hands of first responders in the most efficient way (e.g., Emergency Response Guide icons on the dispatch screen). - *Debra Pandak (214-665-7565)*

**Multiple Hazardous Waste Generators in Texas and Louisiana[Confidential]:**

**Enforcement/Investigatory / Ex. 7(a)**

**Martin Sprocket and Gear Inc., Arlington, Texas[Confidential]:**

**Enforcement/Investigatory / Ex. 7(a)**

# Enforcement/Investigatory / Ex. 7(a)

## WATER ENFORCEMENT BRANCH

# Enforcement/Investigatory / Ex. 7(a)

**OECA National NPDES Technical Inspector's Workshop:** EPA Region 6 will support OECA's Annual National NPDES Technical Inspector Training in Chicago, IL during the week of December 3, 2018. Three inspectors from Region 6 will travel to Chicago for the 5-day conference to offer classroom training, field equipment use, and to help lead the various field exercises that will take place during one of the training days. The audience will include staff from EPA and states. The instructors include Kenneth Aubuchon, Jack Arias and Juan Ibarra. - *Juan Ibarra (214-665-8493)*